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Fax: 571-273-8300 Ph: DEC 13 2006

From: Daniel S. Song, Reg. No. 43,143

Docket No. 032228-40100

Message: The following documents are being presented for facsimile filing in  
the United States Patent and Trademark Office:

1. Transmittal
2. Response to Restriction/Election Requirement

U.S. Patent Application of:

Inventor(s): Edward G. SUTT, Jr.

Application No.: 10/799,766

Group Art Unit: 3728

Filed: March 15, 2004

Confirmation No.: 8637

Title: PALLET NAIL WITH ENLARGED HEAD

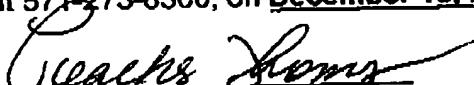
Date: December 13, 2006

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Docket Number: 032228-040100

**CERTIFICATE OF FACSIMILE TRANSMISSION [37 CFR 1.8(a)]**

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NO. 9693 P. 2/3

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/799,768
		Filing Date	March 15, 2004
		First Named Inventor	Edward G. SUTT, Jr.
		Group Art Unit	3728
		Examiner Name	Kim Luan Bui
Total Number of Pages in This Submission	3	Attorney Docket Number	032228-040100

<b>ENCLOSURES (check all that apply)</b>			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Response to Restriction/Election Requirement <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	
		Remarks	<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>	
Firm or Individual name	Daniel S. Song; Reg. No. 43,143 Nixon Peabody LLP 401 9 <sup>th</sup> Street, N.W. Suite 900 Washington, D.C. 20004-2128
Signature	
Date	December 13, 2006

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<input checked="" type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at <u>(571) 273-8300</u> .	
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Attorney Docket No. 032228-040100

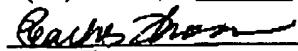
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT application of )  
Edward G. SUTT, Jr. )  
Application No. 10/799,766 ) Group Art Unit: 3728  
Filed: March 15, 2004 ) Examiner: Kim Luan Bui  
Confirmation No. 8637 )  
For: PALLET NAIL WITH ENLARGED HEAD ) Date: December 14, 2006

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
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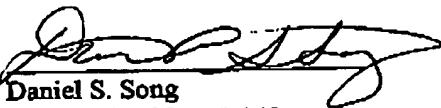
  
Peaches Thomas

Sir:

In response to the restriction/election requirement set forth in the Office Action mailed November 14, 2006, Applicants hereby provisionally elect Group I, claims 1-12 and 21-27, drawn to a package of collated nails, classified in Class 206, subclass 338 and others, for examination on the merits, subject to the right to file one or more divisional applications.

Therefore, prompt examination of the application, and claims of the elected Group I is respectfully requested.

Respectfully submitted,

  
Daniel S. Song  
Registration No. 43,143

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